

ESTTA Tracking number: **ESTTA434679**

Filing date: **10/09/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92052146
Party	Defendant Juan E. Rodriguez
Correspondence Address	TAYLOR M NORTON 365 Canal Street, Suite 2250 NEW ORLEANS, LA 70130 UNITED STATES tnorton@wallermarine.com
Submission	Appearance of Counsel/Power of Attorney
Filer's Name	Frank Herrera
Filer's e-mail	fherrera@hnewmedia.com
Signature	/FH/
Date	10/09/2011
Attachments	Notice of Appearance.pdf (2 pages)(39357 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

CORPORACION HABANOS, S.A.
et al.

Petitioners,

Opposition No. 92052146

v.

RODRIGUEZ, JUAN E.,

Respondent.

_____/

NOTICE OF APPEARANCE OF NEW COUNSEL

COMES NOW the undersigned counsel, Frank Herrera, of the law firm H New Media, and hereby provides notice to the Board that Mr. Herrera and his law firm will serve as new counsel for Registrant/Respondent from this time forward. New counsel's address is:

Frank Herrera
H New Media
P.O. Box 273778
Boca Raton, Florida 33427
Tel.: 305.965.5148
Fax. 480.247.5698
fherrera@hnewmedia.com

Last week, Respondent learned that Petitioners filed a Motion for Default Judgment because Respondent's counsel had not filed an Answer in a timely fashion. This caused Respondent to investigate why such a motion for drastic relief was filed. Respondent immediately contacted his prior counsel's law firm only to learn that the attorney representing Respondent left that firm's employ nearly two months ago. Because of this, Respondent immediately took measures to find new counsel. On Friday, October 7, 2011, Respondent retained the undersigned's law firm to remedy the

missed deadline and to advise the Board that it fully intends to press forward with a defense in this matter.

An Answer and Affirmative Defenses as well as a separate Response to “Petitioners’ Motion for Default Judgment” with an accompanying affidavit of Mr. Juan Rodriguez will be filed by the undersigned this week which will set forth why Default Judgment is not appropriate under these unusual circumstances which were no fault of Respondent.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the Notice of Appearance of New Counsel was served on Petitioners by U.S. First Class Mail on October 10, 2011

to:

DAVID B. GOLDSTEIN, Esq.
RABINOWITZ, BOUDIN, STANDARD,
KRINSKY & LIEBERMAN, P.C.
45 Broadway, Suite 1700
New York, New York 10006-3791
Tel: (212) 254-1111
dgoldstein@rbskl.com
Attorneys for Petitioners

s/FRANK HERRERA